THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO: 23634 of 2005

Dated: 04-04-2006

Between:

Arkela Papaiah

..... PETITIONER

AND

Depot Manager,
APSRTC, Dubbak Depot,
Medak District and another.

.....RESPONDENTS

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 23634 of 2005

O R D E R:

The petitioner is a licensee to run canteen in APSRTC Bus Station at Dubbak, Dubbak Mandal under the agreement dated 23-09-2004. The licence is still subsisting and is valid up to 22-09-2006. While so, the second respondent issued a notice dated 17-10-2005 calling upon the petitioner to show cause as to why the contract shall not be terminated besides forfeiting the security deposit alleging that the petitioner failed to confine business to the space allotted to him and encroached upon the extra space. The petitioner denies the said allegations made in the show cause notice and contends that since there was a dispute with regard to the payment of the alleged dues, the first respondent was bent upon evicting the petitioner.

This Court, while ordering notice by order dated 03-11-2005, directed *status quo* to be maintained and the petitioner was granted liberty to submit his explanation.

Having heard the learned counsel for the petitioner as well as the learned stating counsel appearing for the respondents and having perused the material on record, since admittedly the enquiry initiated under the impugned notice dated 17-10-2005 is still pending, I am not inclined to express any opinion on merits. Instead, I deem it appropriate to dispose of the writ petition granting liberty to the petitioner to submit his explanation to the

show cause notice dated

17-10-2005 within a period of four weeks from today. On receipt of such explanation, the respondents shall proceed with the enquiry and pass appropriate orders in accordance with law. Till such orders are passed, *status quo* obtaining as on today shall be maintained.

Accordingly, the writ petition is disposed of. No costs.

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G.ROHINI,J

Dated: 04-04-2006
Klp